

m/043/019

PROOF OF PUBLICATION



STATE OF UTAH, }
County of Summit, } ss.

I, Nancy Davis

being first duly sworn, depose and say that I am the Bookkeeper

of The Summit County Bee, a weekly newspaper of general circulation, published once each week at Coalville, Utah, that the notice attached hereto and which is a

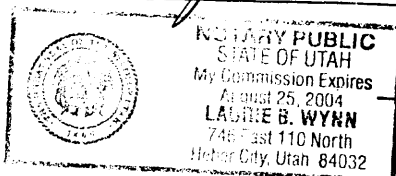
Notice

was published in said newspaper for One consecutive issues, the first publication having been made on the 26 day of April, 2002, and the last on the 26 day of April, 2002, that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and the same was published in the newspaper proper and not in any supplement.

Nancy Davis

Subscribed and sworn to before me this 26 day of

April, 2002



Laurie B. Wynn

Notary Public

My commission expires

8/25/04

0006

BEFORE THE DIVISION OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES STATE OF UTAH

IN THE MATTER OF TENTATIVE DECISION TO APPROVE A LARGE MINING AND RECLAMATION PLAN FOR MOUNTAIN VALLEY STONE, INC.'S

BROWNS CANYON MINE: SUMMIT COUNTY, UTAH

NOTICE OF TENTATIVE DECISION TO APPROVE

NO. M/043/019

THE STATE OF UTAH, TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 20, TOWNSHIP 1 SOUTH, RANGE 5 EAST, SLBM, SUMMIT COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for Mountain Valley Stone, Inc.'s Brown's Canyon Mine. Mining activities will affect portions of the following area: SW1/4 of Section 20, Township 1 South, Range 5 East, SLBM, Summit County, Utah.

Mountain Valley Stone, Inc. has submitted a permit application to expand an existing small mining operation.

on pallets for shipping. Waste rock material is added to the existing dumps. Occasionally, explosives will be used to loosen the rock. Explosives are kept in an explosives magazine. Topsoil will be

salvaged and placed in stockpiles for final reclamation. Topsoil stockpiles will be seeded and signed to protect them from erosion and further impacts. Fuel for equipment will be stored onsite in an above-ground storage tank with secondary containment to control any potential spills.

After Operations:

All facilities and structures will be removed and all disturbed areas will be reclaimed. Trash and debris will be hauled to the county landfill. Waste dumps will be graded to a 3h:1v slope. Highwalls will be worked to maintain a stable 45-degree slope. Overburden materials will be used to reduce highwall slopes. Topsoil will be replaced to a 6-inch depth. Composted manure will be applied to all regraded areas, at rates of 5 tons/acre on areas receiving topsoil, and 10 tons/acre on overburden materials that do not receive topsoil. All areas will be ripped to minimum depth of 1 foot. Compacted surfaces such as roads will be ripped to a 2-foot depth. The entire site will be seeded with an approved seed mix designed to meet the post mining land use of grazing and wildlife habitat.

The person representing the company is Mr. Robert Hicken; Phone (435) 654-0120. Mountain Valley Stone, Inc. is fulfilling obligations under the Utah Mined and Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mary Ann Wright, Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint.

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DATED THIS 19th day of April, 2002.

STATE OF UTAH
DIVISION OF OIL,
GAS AND MINING
Lowell P. Braxton
Director

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26, 2002.